

UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH DAKOTA  
WESTERN DIVISION

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UNITED STATES OF AMERICA,

CR 20-50095

Plaintiff,

UNITED STATES MOTION FOR  
FURTHER BRIEFING BY  
DEFENDANT ON MOTION FOR  
NEW TRIAL

vs.

CODY WAYNE HOPKINS,

Defendant.

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The United States of America, by and through Senior Litigation Counsel Sarah B. Collins, submits the following motion for a Court order requiring further briefing by the defendant on his motion for a new trial. Dkt. 78. When the defendant filed his motion, the official transcript had not been filed so his motion was based on his defense attorney's "recollection of events as they transpired." Since that filing, the Court Reporter filed a transcript of the defendant's testimony, the United States' initial closing argument, the defendant's closing argument, and the United States' rebuttal closing argument. Dkt. 80.

The United States requests the Court order additional briefing by the defendant wherein he can cite to specific portions of the transcript rather than just making broad, general assertions. It is unduly arduous for the United States to respond to the defendant's motion when it is unclear which content of the trial to which he is referring. If the Court so orders, the United States would also request the Court extend the deadline for the United States' response.

Dated this 26th Day of September, 2022.

ALISON J. RAMSDELL  
United States Attorney

/s/ Sarah B. Collins

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